

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:18-CV-00189-GCM**

JAMES C. MCNEILL,

Plaintiff,

v.

**MICHAEL D. HINSON,
FNU SIMMONS,
JOHN HERRING,
WILLIAM HORNE,
FNU KINNEY,
FNU ALLEN,
THOMAS B. TURGEON,**

Defendants.

ORDER

THIS MATTER is set for a jury trial on Monday, February 14, 2022, and Tuesday, February 15, 2022, before the undersigned at the United States District Court in Charlotte, North Carolina. The Court has determined that inmate **Eddie Ellis (offender number 0626925)** may be called as a witness in this case and must be made available to **testify via videoconferencing**.

IT IS THEREFORE ORDERED that the Warden of Alexander Correctional Institution shall have inmate-witness Eddie Ellis available to testify by videoconferencing **beginning at 1:00 pm on Monday, February 14** until the trial is in recess at the end of the day. Ellis shall also be available to testify by videoconferencing **beginning at 10 am on Tuesday, February 15** until the trial concludes later in the day.¹ This Order shall remain in effect until such time as the witness is excused by the Court.

¹ To reduce the burden on prison officials, the Court will not order that Ellis remain on standby for the entire time span outlined here. Instead, the Court asks that prison officials be prepared to

IT IS FURTHER ORDERED that copies of that Order be certified to the U.S. Marshals Service, the Warden of Alexander Correctional Institution at 633 Old Landfill Road, Taylorsville NC 28681, and the parties.

SO ORDERED.

Signed: February 4, 2022

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge



make Ellis available to testify on 30 minutes of notice. The Courtroom Deputy will keep prison officials as up-to-date as possible on the anticipated time for Ellis to testify.